

App. F. IX-4

Previous References.

(1940-1
War)

War File No. 240-40
Serial Nos. 1 to 4

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos.

Four only.

Part B for September 1942

SUBJECT.

Shelters for School Children - Question being
to cost etc

Delegation of Powers under Rule 57 of the

Delegation of Powers to P.M.S.
& A.R.P. Controllers

J.M. Krishnan:
1.9.42.

1996
W

Shelters to School Children.

General and Revenue
Secretariat

W File No. 240

of 1940-1

[App. F. III-2

MAY 19 1942

11906

V

Serial
No.

1

From The A. R. P. Controller.
ARP. 609/41-42 & 13th May 42 re: the
provision of shelters to school children.

Kindly refer to the
notification authorising the A.R.P. Controller
of Blon. Mysore & K.G.F. to construct and
maintain shelters and enter upon any land
for the purpose. As such the A.R.P. Controller
can take necessary action. But there is no power
to enforce any financial liability in this respect
on the part of the owner of the building.
Perhaps Govt. has to bear the cost. Advise for
pursued as order.

RS
15/5
31

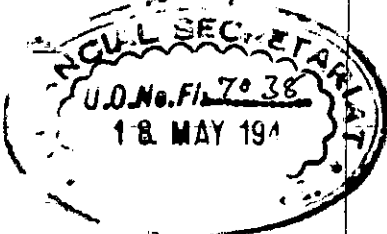
The A.R.P. measures
in private buildings have
been carried out at the cost
of Govt

Shri... 15/5



Law...
Th...
✓

17/5



Please see Rule 51 ~~II~~ &
draw the attention of the A. R. P. Controller
to it.

delegate power under 51A to

WD 04155-GPB-55,000-23-10-41

Drawn & 51T to the A.R.P. Controller
for 20-5-42

20/5

1996
W

Shelless h School Chikore

W File No. 240

of 1940-1

General and Revenue
Secretariat

resid

A Draft notice (under) given under
Rule 514 has been decreased directly
The reference from the AAS

Serial
No.

File Q

benches relates to

- (1) A school building in which
these schools are located
- (2) Aided Schools
- (3) Private Schools.

MAY 21 1942
No. 11995

Law Ministry

21/5/42

Govt have to bear charge in (1).
Re (2) & (3) create a dept admitting attendance to
Rule 51 T.

22/5

22/5

22/5
21/5

Issued 3134/W & 22nd m. 42 h to Comptroller
3135-44/W " h a d M & G A S.

Subf with a letter to the ISP with
ref to order subp. (kind)

RS
25/5

refer. is referred to under 51 K
which covered under which
also "action could perhaps
be taken
25/5/42

M

CHIEF
27 MAY 1942
GOVT. OF MYSORE

Issued 3210/W & 28th m. 42 h to 2/5/42 & 158.
3211-12 AAS
29/5

1996

Shelley to School Children.

General and Revenue
Secretariat

W File No. 240

of 1940-1

[App. F. III-2

Serial
No.

Rule 5TK has already been reported in
the Mysore Gazette. The 19P's type will be
similar to the above rule also if approved

briefed

28/5

31/5

Law of equity

1/6

7/6

Subd with a letter to the 19P.

4. Issued 33 d/w 5 2nd 9-42 to the 19P.

G. R. S. App. F. G. 3.

GENERAL AND REVENUE
SECRETARIAT.

(Continuation sheet draft form.)

Excerpt from P.W. 60/9

Lawrence's opinion

Rule 51-1 of the Defence of India Rules is applicable to the cases referred to by the Chief Engineer. That rule states that if in respect of any premises the Central Government or the Provincial Government considers it necessary or expedient so ~~as~~ to do for the purpose of affording protection to persons living or employed therein or thereon, that Government may by order require the owner of the premises to construct therein or thereon, an air raid shelter, within such period and in accordance with such requirements as to lay-out, materials and construction as may be specified in the order. Under clause (3), if the owner of the premises fails to do so, the Government can construct such a shelter and recover the costs from the owner of the premises as if it were an arrear of land revenue, and under clause (4), if any one contravenes this order issued under Rule 51.1, he shall be liable to imprisonment or fine or both.

There are a number of public offices located in Private buildings and it would be desirable to compel the owners to give protection to the officials working in such buildings in the event of an air raid. Even if in the lease there is no such contract by virtue of the powers vested in the Government under the above rule, they can compel

can compel the lessors to erect air raid shelters. There is no doubt no provision in the Air Raid Precaution Services (Emergency) Act, 1941; but the provision mentioned above is applicable to the lessors of the premises in which Government have located offices or schools, etc.

I think it would be equitable in case this provision is enforced that the Government should contribute a moiety to the construction of such shelters as the lessors of such buildings cannot be expected to bear the entire cost out of the rent which they may get for these premises. They are not permanent additions to the buildings and as such it will not be any convenient addition to the premises.

Intro. A.S.R.
21/6

I think that this would be a hardship. Govt may undertake these works at their own cost.

Intro. G.S.
24/6

Intro N.M. 4/7
" A.V.R.

W240-40-1

1996/W.

WD 02724-GPB-40,000-8-7-41

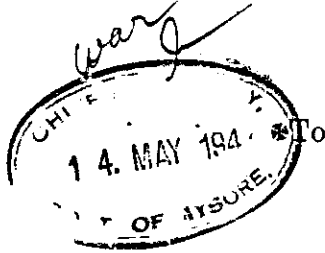
Form No. 24]

MYSORE POLICE DEPARTMENT.

In reply, please quote
number, date and short
title.*

Received.....Registered.....

From (Name) P.H. Krishna Rao, Esq., M.A.
(Designation) A.R.P. Controller,
Post Box....., (STATION) Bangalore City...
Telegraphic Address



The Chief Secretary to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

SIR, A.R.P.No. 609/41-42..dated...13th..May,.....1942.

ENCLOSURES.....
One
.....
SPARE COPIES.....

I have the honour to enclose for your
information copy of my D.O. letter No.ARP.609 of
41-42 dated 13-5-42 to Mr. G.Sundara Rao, and
to state that in the case of schools located
in private buildings, powers will have to be
taken to provide shelter to school children
either at the expense of Government or private
parties.

I have the honour to be,
Sir,
Your most obedient servant,

[Signature]
A.R.P. Controller.

KVN.

D.O. Letter No.A.R.P. 609/41-42 dated 13-5-1942, from the A.R.P. Controller Bangalore City, to the Secretary to Government, P.W.D. & Railways, Bangalore.

The Dewan wanted to know if action had been taken for providing shelter in case of air raids to children attending schools especially primary and middle schools. I regret to say that no shelters have been provided so far in any of the schools, though the Director of Public Instruction was addressed by this office as long ago as 23rd April 1942, and he addressed the Assistant Engineer, Buildings Division on 4-5-1942. I sent for the latter officer and requested him to do the work urgently as the schools are re-opening on the 16th instant. I mentioned this to the Law Minister and he said that I may communicate the fact to you also for expediting action.

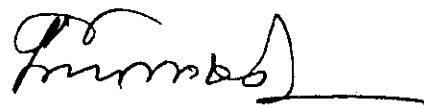
This however covers only Government Schools located in Government buildings. Protection will have to be provided

- 1) for Government schools in rented buildings,
- 2) for Aided Schools,
- 3) for private schools.

The educational authorities will have to move in this matter and provide the necessary protection either at the cost of the land lord or from the educational funds. I am not aware of any provision of law which empowers either the A.R.P. Controller or the District Magistrate to enforce any liability in this respect on the part of the owner of the building or the Manager or Headmaster of the School. I am therefore addressing the Chief Secretary in the matter.

I am however requesting the Director of Public Instruction to take action in these cases also wherever possible.

COPY.



A.R.P. Controller.

3134/W
W 240-40-2

NOTIFICATION.

In exercise of the powers conferred by sub section 5 of Section 2 of the Defence of India Act, 1939, as applied to Mysore (XXII of 1939), the Govt. of H.H. the Maharaja of Mysore are pleased to direct that the powers vested in them under Rule 51 I shall be exercised ^{all also} by the Dy. Commrs. and A.R.P. Controllers within their respective jurisdictions.

By Order,



Chief Secy. to Govt.

To


21/12/39

The Compiler, Mysore Gazette, for publication and for ~~supplying~~ supplying 100 copies to ~~this~~ this office.

3135-44/W

Copy to I.G.P.

Dy. Commrs.

A.R.P. Controllers.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 3134/W...

General and Revenue Secretariat,

Dated Bangalore.....22nd May...1942..193 .

NOTIFICATION.

In exercise of the powers conferred by sub section 5 of Section 2 of the Defence of India Act, 1939, as applied to Mysore (XXII of 1939), the Government of His Highness the Maharaja of Mysore are pleased to direct that the powers vested in them under Rule 51 I shall be exercisable also by the Deputy Commissioners and A.R.P. Controllers within their respective jurisdictions.

By Order,

(Sd.) M.G. Mehkri.

~~For~~ Chief Secretary to Government.

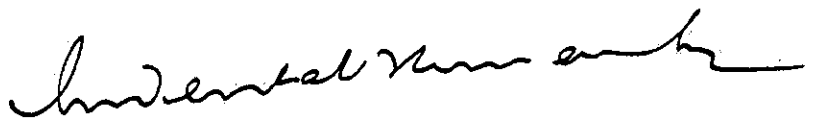
To

The Compiler, Mysore Gazette, for publication and for supplying 100 copies to this office immediately.

Memo No.3135-44/W.

Dated the 22nd May 1942.

Copy of the above is forwarded with compliments to the Deputy Commissioners of Districts, and J. P.



For Chief Secretary to Government.

SUBJECT.....

Section *War*
 File No. *240-40*
 Serial No. *3*.

Diary No. of letter replied to.....

No. *3210/W.*

To

Mr C.P.

General and Revenue Secretariat

()
the

193

Date of issue.....

28. 5. 42

Signed by.....

Mr. S. K. V.

List of enclosures.....

Copied by.....

of A.R.B. in enclosure

Examined by.....

Sir,
 I am directed to inform
 you that ^{Bangalore} A.R.B. Controller's letter
 no A.R.P. 609/AI-42 & 13th Ms. 42
 regarding provision of shelters
 in the case of school located in
 private buildings and to state
 that powers have been delegated
 to the D.M.s of the A.R.B.
 Controller within their respective
 jurisdictions under Rule 519
 of the Defence of India Rules.
 A copy of the Mysore (Copy of
 notification enclosed)

As regards the question of
 bearing the cost, I am to state
 that Govt. have to bear the charges
 in the case of school buildings

in which Govt. Schools are located.

As regards Aided Schools and

Private Schools: Kind attention is drawn to the

provisions of Rule 51 D, which

provides for the payment of the Defence & War Risks

I have the

For Chief Secretary to Govt.

Copy to the A.R. Controller.

D.P.D. for information.

28th May 1942.

3210/W
W 240-40-3.

The Inspector-General of Police in Mysore.

I am directed to invite reference to the Bangalore City A.R.P. Controller's letter No.A.R.P.609/41-42 dated the 13th May 1942 regarding provision of shelters in the case of schools located in private buildings and to state that powers have been delegated to the District Magistrates of Districts and A.R.P. Controllers within their respective jurisdictions under Rule 51 I of the Defence of India Rules, as applied to Mysore. (copy already sent to you).

As regards the question of cost of A.R.P. measures, I am to state that Government may bear the charges in the case of rented buildings in which Government schools are located. As regards Aided and Private Schools, action may be taken under Rule 51 I of the Defence of India Rules.

I have the honour to be,

Sir,

Your most obedient servant,

(Sd.) M.G.Mehkri.

For Chief Secretary to Government.

Memo No.

3211-12/W

Dated the 28th May 1942.

Copy of the above is forwarded with compliments to the

ARP Controller
B B

For Chief Secretary to Govt.

2nd June 1942.

3306/W.
W 240-40-4.

The Inspector-General of Police in Mysore.

Provision of shelters.

In continuation of this office letter No.3210/ dated the 28th May 1942 on the above subject, I am directed to invite reference to Government Notification No.3185/W.183-40-18 dated the 25th May 1942 appearing in Part IV of the Mysore Gazette, dated the 28th May 1942, republishing the Government of India, Defence Co-ordination Department Notification No.1388-OR/42 dated the 9th May 1942 regarding safety measures in premises. (Rule 51K of the D of I Rules)

I have the honour to be,

Sir,

Your most obedient servant,

J
For Chief Secretary to Government

PS